

IDAHO BARBER AND COSMETOLOGY SERVICES LICENSING BOARD
Division of Occupational and Professional Licenses
P.O. Box 83720
Boise, ID 83720-0063

Board Meeting Minutes of 9/13/2021

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BOARD MEMBERS PRESENT: Debra J Thompson - Chair
Merrilyn Cleland
Geneal Thompson
Thomas E Grimsman
Wendy S Rucker
Brian Porter
Lindy High

DIVISION STAFF: Anne Lawler, Bureau Chief
Julie Eavenson, Licensing Group Manager
Lori Peel, Investigative Unit Manager
Nicholas Krema, General Counsel
Eric Nelson, Board Prosecutor
Kent Absec, Representative, Bureau of
Occupational Licenses
Cesley Metcalfe, Team Lead
Allegra Earl, Board Specialist

OTHERS PRESENT: Lance Giles, Giles Group LLC
Margarita Castellanos, Salon Professionals
Academy

The meeting was called to order at 8:00 AM MDT by Debra J Thompson.

INTRODUCTION

Ms. Lawler introduced Kent Absec to the Board. She said that he served as the Executive Director for the Board of Accountancy for over nine (9) years.

APPROVAL OF MINUTES

Mr. Grimsman made a motion to approve the minutes of 08/09/2021 with the modification suggested by Board member High. It was seconded by Ms. Cleland. Motion carried.

BOARD BUSINESS

PUBLIC COMMENT

There was no public comment.

PROMETRIC CONTRACT FY 2022

Ms. High made a motion to authorize Ms. Lawler to sign the contract following a review by the Board's legal counsel. It was seconded by Ms. G Thompson. Motion carried.

DISCUSSION ON FREQUENCY OF MEETINGS

Ms. Lawler said that the Division is moving to quarterly meetings. She said that the Board is entitled to an honorarium, but the Board must meet for at least three (3) hours. As the Board has been meeting monthly, the meetings have not been three (3) hours. After some discussion the Board decided to try having the meetings every other month.

APPLICATION REVIEW

Ms. Lawler discussed Board governance versus Board operations in relation to documents for Board review. She said that the ultimate goal is to have the Board govern and the Division staff manage the administrative work of licensing. After some discussion, the Board took no action.

COMPLAINT MEMORANDUM

Ms. Peel gave the investigative report, which is linked above.

DISCIPLINE

Mr. Grimsman made a motion to approve the Division's recommendation and authorize closure with a warning letter in case numbers: I-BCB-2021-256/257; and I-BCB-2022-2. It was seconded by Ms. Rucker. Motion carried.

EXECUTIVE SESSION

Ms. Cleland made a motion that the Board go into executive session under Idaho Code § 74-206(1)(d) to consider records that are exempt from disclosure under the Idaho Public Records Law, Idaho Code § 74-106(9). The purpose of the executive session was to discuss documents relating to the fitness of a licensee to retain a license or registration. It was seconded by Mr. Grimsman. The vote was: Ms. D Thompson, aye; Ms. Cleland, aye; Ms. G Thompson, aye; Mr. Grimsman, aye; Ms. Rucker, aye; Mr. Porter, aye; and Ms. High, aye. Motion carried.

Ms. Cleland made a motion to come out of executive session. It was seconded by Mr. Grimsman. Motion carried.

DISCIPLINE

Mr. Nelson presented a Stipulation and Consent Orders in case numbers: BCB-2021-61; BCB-2021-119/120; BCB-2021-141; BCB-2021-143; and BCB-2021-151/152. Ms. Cleland made a motion to approve the Consent Order and allow the Board chair to sign on behalf of the Board. It was seconded by Ms. Rucker. Motion carried.

Mr. Nelson presented a Findings of Fact, Conclusions of Law, and Final Order in case number: BCB-2021-163. Ms. Cleland made a motion to approve the Findings of Fact, Conclusions of Law, and Final Order and allow the Board chair sign on behalf of the Board. It was second by Ms. Rucker. Motion carried.

Mr. Nelson presented a Declaration and Motion to Vacate Formal Complaint and Board Orders in case number: BCB-2021-90. Ms. Cleland made a motion to approve the motion, Vacate the formal complaint and Board Orders in case number BCB-2021-90. It was second by Ms. Rucker. Motion carried.

Ms. Peel presented Settlement Orders in case numbers: BCB-2021-194; BC-B2021-195; BCB-2022-6/7; BCB-2022-13/14; BCB-2022-15/16; BCB-2022-17/18; BCB-2022-26; and BCB-2022-38. Ms. Cleland made a motion to approve the Settlement Orders and allow the Board chair to sign on behalf of the Board. It was seconded by Ms. Rucker. Motion carried

NEXT MEETING was scheduled for October 18, 2021, at 8:30 AM MDT.

ADJOURNMENT

Ms. High made a motion to adjourn the meeting at 9:25 AM MDT. It was seconded by Mr. Grimsman. Motion carried.

Debra J Thompson, Chair